

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re Application of	)	
	)	
Sydney M. FINEGOLD	)	Examiner: Deborah K. Ware
	)	
Serial No.: 10/729,949	)	Art Unit: 1651
	)	
Filed: December 9, 2003	)	Atty. Dkt. No.: 111828.0113
	)	
FOR: METHOD OF TREATING DISEASES	)	
ASSOCIATED WITH ABNORMAL	)	
GASTROINTESTINAL FLORA	)	

**RESPONSE TO NON-FINAL OFFICE ACTION**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

This Response is filed in response to the Office Action mailed January 27, 2009. A Petition for a three-month extension, and fee therefor are filed herewith. Please enter and consider the following Remarks:

**Remarks** begin on page 2 of this paper.